G. R. S. IX-5]

*Previous references.*

78-19 (344)

1920.

( P+S )

File No. 16/20

Serial Nos. 164

*Later references.*

P+S 16-20 (5, 6+8)

P+S. 19-21 (1-5?)

Four

4

1214

# GENERAL AND REVENUE SECRETARIAT.

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*Serial Nos.* Four only

**Part B for** October 1920.

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SUBJECT.

Purchase of Sanscrit type paper & binding materials in connection with the printing of the Oriental Library works

G. R. S. III—1] 1920

GENERAL AND REVENUE SECRETARIAT.

( R4S )

NOTES.

File No. 16-20

FILE HEADING.

Purchase of Sanskrit type, paper & binding materials in connection with the printing of the Oriental Library works

From The Superintendent. Govt Printing

No. 60 Dated 14th July 20 Received 17th July 20

| Diary No. 784 | Enclos. 1 Spare Copies. | Serial No. 1 |
|---|---|---|

BRIEF ABSTRACT OF LETTER.

Forwards a copy of letter dated 6th July 1920 from Messrs Appanna Ramachandra Rao, expressing its inability to supply the Devanagari types; their tender was approved after a very long time & the price of the type has gone up very high and messrs Rao's fresh tenders may be called on the type brought in the market.

R. S. III-2]

General and Revenue Secretariat.

P+S File No. 16 of 1920

Serial No.

Notice dated the 18th April 20 published in the Mysore Gazette from the office of the Superintendent Govt. Printing in Mysore the tender of Messers Appanna Ramachandra Rao is to be considered as Cancelled and their Earnest Money be forfeited as they say they Cannot Supply the Devanagari Type

Submitted for orders.

17.7.20

Where is the order accepting the tender? Put that up please.

G. R. S. III-2]

General and Revenue Secretariat. | AGS File No. 86 of 1920.

| Serial No. | |
|---|---|
| | took time. If that is the case the delay could not be unreasonable |
| | Draft submitted. 21.7.20 |
| 2. | To. The Supdt. Govt. Printing No G 1727 of 22.7.1920 With reference to 81. enquiries the cause for delay of nearly 6 weeks in the Submission of the tenders for the Davangere types and requests an urgent reply |

G. R. S. III-2]

General and Revenue Secretariat. | 845 File No. 16 of 19 20

Serial No.

Under the circumstances reported, it would be better to authorise the Supdt: to buy the type required in open market. Calling for fresh tenders would likely be delay and may not lead to satisfactory arrangements

MK 31/7

Chief Secy) 1st November

The lowest tender 4/8 MK 6/8 Rs. 4 cent under cost

the Supdt to delay.

when the tenders are received & finally reconsidered.

The date of tenders is 30.6 Is the Supdt not to be informed

G. R. S. III-2]

General and Revenue Secretariat.

P&S File No. 66 of 19 20

Serial No.

Forwarded with compliments to the Govt. advocate for favour of opinion

By order
Minister for
4/8/20

69 E

Dy. Sec. to Govt.

This is a case of a contract formed by the acceptance of the tender. In the notice calling for tenders 1st May 1920 is fixed as the date by which the tender shd reach the Supdt. But no date is fixed for the acceptance of the tender. It is however stipulated that in the event of failure on the part of the tenderer to supply typer within 30 days of the acceptance of the tender, the contract is liable to be cancelled & the earnest money forfeited. The tenderer had in these circumstances, when he made the proposal notice of the fact that while no time was fixed for the acceptance of his proposal, a time was specified within which he should perform the contract should his tender be accepted

The Supdt. in this case took 2 months to communicate his acceptance (from 1-5-20 to 2-7-20). The question is whether the tenderer is relieved from his obligation by reason of this delay. The tenderer was no doubt at-

Serial No.

liberty to withdraw or revoke his offer before the Supdt's letter of acceptance was put in the Course of transmission to him. But he did not do so. A proposal will, however, in law be deemed to have been revoked by the lapse of time prescribed in such proposal – no time was prescribed in this Case – or if no time is prescribed then by the lapse of a reasonable time without Communication of acceptance (Sec 6(2) Contract act). The question in this Case is whether the tender should be deemed to have been revoked by reason of this delay, in other words – Can the lapse of 2 months be regarded as reasonable time? What is a reasonable time is in Each Case a question of fact depending upon the particular circumstances of Each Case. In this Case, it is stated in the notification that the final acceptance would rest with the Supdt who is at liberty to accept or reject any tender. Time required for obtaining the sanction of Govt may be Considered reasonable, as presumably the sanction of Govt was required before the Supdt could finally accept any tender. But the time occupied in ascertaining the rate

Serial No.

would supply the type. Cannot it seem to me be considered as reasonable for deciding whether the tender in question should be accepted or not. Further a period of ~~two~~ one month is fixed for the performance of the Contract, & it may not be unreasonable to assume that a longer time ought not ordinarily be required to make up one's mind as to whether a tender should or should not be accepted. The order of Govt. Calcutta directing the Supdt. to call for tenders was passed on 22-3-20 & it may be open to the tenderer to urge that the Supdt. must have furnished him with the materials to enable him to decide whether the tender should be accepted or not by the time the tenders were to be opened.

On the other hand since the tenderer did not take any steps to revoke his offer either on the ground of delay in accepting the tender or on any other ground it may be assumed that the delay was not considered by him unreasonable. This is perhaps a case in which something may be said in favour of either view. If the delay is considered by Govt. under

General and Revenue Secretariat. | P+S File No. 16 of 1920

Serial No.

all the circumstances of this Case, as reasonable, then there Can be no ~~revocation~~ revocation after the acceptance has been Communicated ~~by~~ to the tenderer the Contract has become Complete. The breach of it on the part of the tenderer will render him liable to forfeit the deposit of Rs 500/-

Commissioner
24.8.20

[P.S. In this Case I would suggest that the Supdt may be asked to send for the party & inform him "without prejudice" that he would be prepared to Extend the time say till the End of September - for the Supply of the tyres. If the party would not Consent then the deposit amount may be forfeited, leaving it to the Civil Court to decide whether the delay is reasonable or not. In Case a Suit ~~shall~~ be filed by the party for the recovery of the

Perhaps the deposit maybe returned &
the matter dropped.

18 Nuremberg

No. If there was delay in the acceptance of his bond his appearance
when they will have withdrawn his offer.
A contractor who tenders should not be
allowed to deal with his work in a slipshod
manner. If his prices had gone
up since his tender & tenders he could
have made a representation with
a view to enhance his rates. His deposit
& Security should be forfeited. A delay of
two months in the acceptance of a
tender is not much.

Ltd

G. R. S. III-2]

General and Revenue Secretariat.

PWS File No. 16 of 191 20

| Serial No. | |
|---|---|
| 4 | To The Supdt. Govt. Ptg. |
| | Comptroller |
| | No G 7132-3/87 20/9/20. |
| | Directs that the accepted tender |
| | of Mr. Appanna Ramachandra |
| | Rao Bahadur be considered as cancelled |
| | and the super earnest money |
| | be forfeited to Govt. |

DIARY NO.....

CHIEF SECRETARIAT
II
POLITICAL BRANCH.
17 JUL 1920

No. 40 cipher

19 -19
SECT. N P&S
P&S 16-20
SEC. 16-20

WD 2142-GPB-1,000-9-5-18

OFFICE OF THE SUPERINTENDENT,
GOVERNMENT PRESS,
*Dated Bangalore,* 14th July 1920.

FROM

D. B. RAMACHANDRA MUDALIAR, ESQ.,
SUPERINTENDENT, GOVERNMENT PRESS,
BANGALORE.

P&S
Please see whether we cannot forfeit deposit etc.
16/7/20

TO

C. S. Balasundaram Iyer, Esq., B. A.,
Chief Secretary to the Government of Mysore,
Bangalore.

SIR,

With reference to Government Order No. G. 28426-7 P.& S. 78-19-4, dated 29th June 1920, approving of the tender of Messrs. Appanna Ramachandra Rao, re supply of Devanagari type for the printing of the Oriental Library Works etc., I have the honour to enclose a copy of their letter dated 10th instant, expressing their inability to supply the types. Under these circumstances, either fresh tenders have to be called for or the type bought in the market, wherever available.

I have the honour to be,

S i r,

Your most obedient servant,

D. B. Ramachandra Mudaliar

Superintendent,
Government Printing.

Copy of letter dated 10th July 1920 from Messrs. Appanna-Ramachandra Rao, General Merchants & Commission Agents, Old Taragupet, Bangalore, to the Superintendent, Government Printing in Mysore, Bangalore.

========

With reference to your letter G. No: 40 dated 1/2nd instant, we are unable to supply the Devanagari types as our tender was -- accepted by you after a very long time since we gave our tender; and as also the price of the same has gone very high.

We beg to request that the deposit amount of Rs. 500/- may kindly be returned at an early date.

Yours truly,

Sd./- S. Siddabasappa,

" C o p y "

Superintendent,

Government Printing.

B.J.

G. R. S. 26] 227

File No. PS
Serial No. 16-20
-2

*Diary No. of letter replied to*

No. 5177

General and Revenue Secretariat
( )
*, the* *191* .

To The Superintendent
Govt Printing.

Date of issue 22/7

Signed by W B M

Sir,

In Reply to your letter no 40 dated the 14th July 1920, regarding the Supply of Devanagari types by Messers Appanna Ranna-Chandra Rao, I am directed to enquire the Cause for delay of nearly six weeks ~~on your part~~, in ~~reporting~~ the tenders for the Supply of Devanaga

Typer, which were
received by you
within the prescribed time. An appeal will be heard

I have the

for Chief Secy

DMK
21/7

Bonk
21st July 20.

FROM

D. B. RAMACHANDRA MUDALIAR, Esq.,

SUPERINTENDENT, GOVERNMENT PRESS,

BANGALORE.

FILE NO. PRESS 16 20-13

To

C. S. Balasundaram Iyer, Esq., B. A.,

Chief Secretary to the Government of Mysore,

Bangalore.

SIR,

With reference to your letter No: 1727/P.& S. 13-20-2 dated the 22nd instant, I have the honor to state that there were only 2 tenders and as there was not sufficiant competition for the supply of Devanagari types, I thought it would be advisable to secure a quotation direct from one of the well-known makers in Bombay. I also made enquiries of Messrs. Appanna Ramachandra Rao and B.B.D.Power Press, the tenderers, as to where they would get their type from. One of them said that they would be made locally and the other replied that they would get them made in Bombay. It was considered therefore all the more desirable to secure a quotation direct in order to compare the prices. But unfortunately the Nirnaya Sagara Press took a long time to reply and several reminders had to be issued before reply was received which was in the negative as stated in my letter to Government No: 3137 dated 14th June 1920. All this took time and hence the delay. Copies of correspondence are enclosed

I have the honour to be,

Sir,

Your most obedient servant,

D. Ramachandra

Superintendent,

Copy of letter dated 11th June 1920 from the Manager, Nirnaya Sagara Press, Bombay, to the Superintendent, Government Printing in Mysore, Bangalore.

Dear Sir,

In reply to your letter No: 3077 of 4th instant, I beg to inform you that none of the types required are in stock with me at present as owing to constant demands, our stock has been thoroughly exhausted. cannot also expect to have these types ready for months to come. I am therefore sorry I have no quotation to give as required. I wrote to you some time ago to this effect but my letter does not somehow seem to have reached you.

Yours faithfully,

Sd./- R. S. Shedge,

M a n a g e r.

Sir,

With reference to your advertisement dated the 1st April 20, calling for tenders to supply Devanagari Types of the following descriptions, we beg to offer the rates quoted against them respectively and to deposit herewith a Bank Cheque No: A 294717 dated the 30th April 1920 for a sum of Rs. 500/- Rupees five hundred only drawn in favour of the Superintendent, Government Printing, Bangalore.

Great Primer, Roman 2000 Lbs. and Antique 1000 Lbs-
at Rs. 1 - 14 - 0 per lb.

Pica Antique bold 2000 lbs and Pica Roman 500 lbs.
at Rs. 2 - 0 - 0 per lb.

Yours faithfully,

Sd./- V.Venkatasubbaiah,

Proprietor.

"Copy"

Superintendent,

Government Printing.

Copy of letter dated 30th April 1.20, from Messrs. Appanna Ramachandra Rao & Co., General Merchants & Commission Agents, Old Taragupet, Bangalore, to the Superintendent, Government Printing in Mysore, Bangalore.

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Dear Sir,

We beg to enclose herewith the samples of the following types for immediate delivery. If you find it cinvenient for your purpose and if you give us orders, we are ready to supply the same at the following rates.

1. Great Primer Sadha No: 4 at Rs. 1-12;0 per lb.
2. Great Primer Black No: 1 do
3. Pica sadha No: 1.....0 Rs. 1-14-0
4. Pica Black No: 1..... do

We beg to enclose herewith a cheque for rupees 500/- as deposit.

Yours faithfully,

Sd./- S. Siddabasappa,

" C o p y "

Superintendent,

Government Printing.

Copy of letter No: 2708 dated 4th May 1920 from the Superintendent, Government Printing in Mysore, Bangalore, to the Proprietor, B. B. D. Power Press, Bangalore.

Dear Sir,

With reference to your letter dated 30th instant, re the supply of Devanagari Types, please send impressions specimen of your types and where they are made and oblige at your earliest convenience.

Yours faithfully,

Sd./- D. B. Ramachandra Mudaliar,

Superintendent,

Government Printing.

" C o p y "

Superintendent,

Government Printing.

Copy of letter dated 7th May 1920 from Messrs Appanna Ramachandra Rao & Co., General Merchants & Commission Agents, Old Taragu pet, Bangalore, to the Superintendent, Government Printing in Mysore, Bangalore.

=======

Dear Sir,

With reference to your letter General No: 2802 of the 4th instant we beg to inform you that the Devanagari types und reference are made in the City of Bombay.

Awaiting your further commands,

We beg to remain,

Dear Sir,

Yours Truly,

Sd./- S. Siddabasappa.

" C o p y "

Superintendent,

Government Printing.

Copy of letter dated 7th May 1920 from the Proprietor, B. B. L. Power Press, Bangalore, to the Superintendent, Government Printing in Mysore, Bangalore.

========

Sir,

With reference to your kind letter dated the 4th instant and numbered 2788, we beg to enclose herewith specimen impressions of the Devanagari Typos under reference and to state that they are made under our agency.

Yours faithfully,

Sd./- V. Venkatasubbiah,

Proprietor.

" C o p y "

Superintendent,

Government Printing.

*Proceedings of the Gover..... of*
*His Highness the Maharaja of Mysore.*

Read G.O. No. 2842
P.W.S. 78-19-4 dated
29th June 1920 accepting
the tender of Messrs
Appanna Rama Chan
& Co. for the supply
Devanagari Types
required for the printi
of the Oriental
Library Working

Order Thereon—No. G.O.
Lab. 20-40
dated the 14th July 1920
From the Sub-Dt. Go
Printing forwarding
a copy of the said
tenderers letter Dati

that they are unable
to supply the Devanagari
types as the price of these
types has gone up very
high since the submission
of their tender

O.E. dis. No. 4713